



IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 2718**
Peter HEROLD et al. : Attorney Docket No. 2006_0979A
Serial No. 10/586,814 : Group Art Unit 1626
Filed July 24, 2006 : Examiner Golam M. Shameem

DIAMINO ALCOHOLS AND THEIR USE
AS RENIN INHIBITOR : **Mail Stop: AMENDMENT**

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Sir:

Responsive to the Office Action of April 3, 2009, Applicants submit the following remarks in support of the allowance of the claims under examination. Further and favorable reconsideration is respectfully requested in view of these remarks.

The Examiner has rejected claims 1-4, 6 and 9-11 for obviousness-type double patenting as being unpatentable over claims 1-7 and 9 of serial number 10/593,461, and also over claims 1-2 of serial number 11/488,854. The Examiner is kindly requested to hold this rejection in abeyance, pending an indication that the claims of the present application are otherwise in condition for allowance.

Claims 1-4, 6 and 9-11 are objected to for containing non-elected subject matter. The Examiner indicates that the claims should be amended to exclude non-elected subject matter and within the scope of the elected compound. Applicants respectfully request reconsideration of this objection.

On page 3 of the Office Action, the Examiner states what he considers the appropriate scope of the claims, namely: